

KEVIN FONSECA,)
)
 Plaintiff,)
)
 v.) **ORDER**
)
 I.B.T. TEAMSTERS LOCAL UNION 71,)
 and ERNEST WRENN,)
)
 Defendants.)
)

outcome of the PSAP, a ruling on a motion to consolidate, and a ruling on “Defendant’s forthcoming motion for judgment on the pleadings.” (Document No. 18). About a week later, before the Court was able to confirm PSAP counsel, Plaintiff informed the Court he was opting out of the opportunity to participate in PSAP. (Document Nos. 21 and 22).

On December 7, 2021, the Honorable Max O. Cogburn, Jr. issued an “Order” (Document No. 26) consolidating this case with Fonseca v. Teamsters Local Union 71 & Ernest Wrenn, No. 3:21-CV-450-MOC-DSC.

“Plaintiff’s Motion To Compel Full and Complete Discovery For Production Of Documents” (Document No. 28) was filed December 16, 2021. Also now pending is “Defendants’ Motion For Judgment On The Pleadings” (Document No. 29) filed December 20, 2021.

On January 26, 2022, Judge Cogburn entered an Order allowing *pro se* Plaintiff 30 days to file an Amended Complaint and advising Plaintiff that if he failed to file an Amended Complaint, the Court “will address Defendant’s pending motion for judgment on the pleadings based on the allegations in the original Complaint.” (Document No. 36, p. 2).

The undersigned observes that the Court has not issued a “Pretrial Order And Case Management Plan” in this case, and is unlikely to do so until the “...Motion For Judgment On The Pleadings” is finally resolved and/or an Amended Complaint has been filed. Therefore, Court enforceable discovery has not begun in this matter.

Based on the parties’ motions and the record of this case, the undersigned agrees that discovery in this matter should be stayed pending a final decision by the Court on “Defendants’ Motion For Judgment On The Pleadings” (Document No. 29).

IT IS, THEREFORE, ORDERED that “Defendant’s Motion To Stay Discovery” (Document No. 18) is **GRANTED**. Discovery in this matter is **STAYED** until otherwise ordered by the Court.

IT IS FURTHER ORDERED that “Plaintiff’s Motion To Compel Full and Complete Discovery For Production Of Documents” (Document No. 28) is **DENIED WITHOUT PREJUDICE**.

SO ORDERED.

Signed: January 28, 2022



David C. Keesler
United States Magistrate Judge

